

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Gustavo Lourido-Vidal,

Civil No. 12-499 (PJS/TNL)

Plaintiff,

v.

**ORDER**

Scott P. Fisher, Warden,

Respondent.

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Gustavo Lourido-Vidal, #3297-069-K2, F.C.I. Sandstone, P.O. Box 1000, Sandstone, MN 55072; and

Gregory G. Brooker and D. Gerald Wilhelm, United States Attorney's Office, 300 S 4th Street, Suite 600, Minneapolis, MN 55415.

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Plaintiff filed a notice indicating that he will not be filing objections to the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated June 14, 2013 [ECF No. 11 ], and wishes to withdraw his petition and abandon this action. ECF No. 12.

Therefore, based upon all the files, records, and proceedings herein, IT IS HEREBY ORDERED that:

1. Petitioner's request to serve Requests for Admission on Respondent is denied;
2. Petitioner's objections to Respondent's Declarations and Attachments is denied;  
and
3. The habeas petition is denied and dismissed with prejudice.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: July 17, 2013

s/Patrick J. Schiltz  
Patrick J. Schiltz  
United States District Judge